

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA

MONROE DIVISION

DUNCAN E. HICKS
LA. DOC #402402

CIVIL ACTION NO. 13-2372

VERSUS

JUDGE ROBERT G. JAMES

TIM KEITH, WARDEN

MAGISTRATE JUDGE KAREN L. HAYES

J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record including the objections filed by Petitioner, and having determined that the findings and recommendation are correct under the applicable law,

IT IS ORDERED that the Petition be deemed a Successive Petition for Writ of *Habeas Corpus* and that it be **TRANSFERRED** to the United States Court of Appeals for the Fifth Circuit pursuant to 28 U.S.C. §1631 for further proceedings in accordance with the provisions of 28 U.S.C. §2244(b).

MONROE, LOUISIANA, this 7th day of October, 2013.


ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE